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Marlton, New Jersey

Tel: (856) 810-1515
Fax: (856) 810-1454

March 22, 2004

TO: Examiner Yaen(TC1600)

GROUP: 1642

FAX NUMBER: 703-872-9307

ATTORNEY DOCKET NO.: DEX-0113

SERIAL NO.: 09/700,770

FILED: January 16, 2001

NUMBER OF PAGES: 7

MESSAGE: Attached please find Request for Continued Examination (RCE)Transmittal Letter (in duplicate); Petition for Extension of Time Transmittal Letter (in duplicate);USPTO Credit Card Payment Form authorizing payment in the amount of \$1,190.00 (\$770.00 for RCE and \$420.00 for Extension of Time filing fees) and Certificate of Transmission by Facsimile.

Kathleen A. Tyrrell, Registration No. 38,350

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* * * * *

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)

Applicant(s): Yang et al.

Docket No.

DEX-0113

Serial No.
09/700,770Filing Date
January 16, 2001Examiner
Yaen, Christopher H.Group Art Unit
1642

Invention: A Novel Method of Diagnosing, Monitoring and Staging Lung Cancer

I hereby certify that this Request for Continued Examination & Petition for Extension of Time
(Identify type of correspondence)

is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703-872-9307)

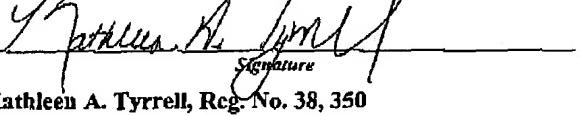
on March 22, 2004
(Date)

Kathleen A. Tyrrell

(Typed or Printed Name of Person Signing Certificate)

(Signature)

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)				Docket No. DEX-0113
In Re Application Of: Yang et al.				
Serial No. 09/700,770	Filing Date January 16, 2001	Examiner Yaen, Christopher H.	Group Art Unit 1642	
Invention: A Novel Method of Diagnosing, Monitoring and Staging Lung Cancer				
<u>TO THE COMMISSIONER FOR PATENTS:</u>				
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of, <u>October 21, 2003</u> , above-identified application.				
The requested extension is as follows (check time period desired):				
<input type="checkbox"/> One month <input checked="" type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months				
from: <u>January 22, 2004</u> <i>Date</i>	until: <u>March 21, 2004</u> <i>Date</i>			
The fee for the extension of time is \$420 and is to be paid as follows:				
<input type="checkbox"/> A check in the amount of the fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-1619 <input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-1619				
 Kathleen A. Tyrrell, Reg. No. 38, 350				
Dated: March 22, 2004				
Licata & Tyrrell P.C. 66 East Main Street Marlton, New Jersey 08053 Tel : 856-810-1515 Fax: 856-810-1454 2004 AWONDAF1 00000013 09700770				
I certify that this document and fee is being deposited on the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.				
Signature of Person Mailing Correspondence				
Typed or Printed Name of Person Mailing Correspondence				

PAGE 6/7 * RCVD AT 3/22/2004 5:06:14 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/0 * DNI:8729307 * CSID:856 810 1434 * DURATION (mm:ss):02-34

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)
(Large Entity)

Docket No.
 DEX-0113

In Re Application Of: Yang et al.

Serial No.
 09/700,770

Filing Date
 January 16, 2001

Examiner
 Yaen, Christopher H.

Group Art Unit
 1642

Invention: A Novel Method of Diagnosing, Monitoring and Staging Lung Cancer

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Date

The requested extension is as follows (check time period desired):

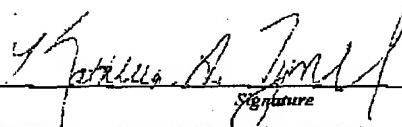
One month Two months Three months Four months Five months

from: January 22, 2004
Date

until: March 21, 2004
Date

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- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-1619



Dated: March 22, 2004

Kathleen A. Tyrrell, Reg. No. 38,350

Licata & Tyrrell P.C.
 66 East Main Street
 Marlton, New Jersey 08053
 Tel: 856-810-1515
 Fax: 856-810-1454

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Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

cc:

PTO/SB/30 (08-03)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

<i>Application Number</i>	09/700,770
<i>Filing Date</i>	January 16, 2001
<i>First Named Inventor</i>	Yang
<i>Art Unit</i>	January 16, 2001
<i>Examiner Name</i>	Yuen, Christopher H.
<i>Attorney Docket Number</i>	DEX-0113

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 ii. Other Final Rejection filed January 21, 2004

b. Enclosed

- i. Amendment/Reply iii. Information Disclosure Statement (IDS)
 ii. Affidavit(s)/Declaration(s) iv. Other Petition for Extension of Time

2. Miscellaneous

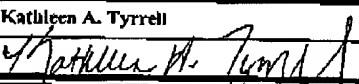
- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
 b. Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
 a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1619
 i. RCE fee required under 37 CFR 1.17(e) \$ 770.00 03/24/2004 AWONDAF1 00000013 09700770
 ii. Extension of time fee (37 CFR 1.136 and 1.17) \$ 420.00 01 FC:1801 770.00 OP
 iii. Other _____
 b. Check in the amount of \$ _____ enclosed
 c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Kathleen A. Tyrrell	Registration No. (Attorney / Agent)	38,350
Signature		Date	March 22, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)		
Signature		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the burden of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/30 (08-03)

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P.O. Box 1450
Alexandria, VA 22313-1450

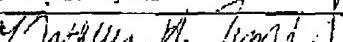
<i>Application Number</i>	09/700,770
<i>Filing Date</i>	January 16, 2001
<i>First Named Inventor</i>	Yang
<i>Art Unit</i>	January 16, 2001
<i>Examiner Name</i>	Yuen, Christopher H.
<i>Attorney Docket Number</i>	DEX-0113

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- a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. Other Final Rejection filed January 21, 2004
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Signature		Date	March 22, 2004

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